



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: RAFAEL FIGUEROA

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 11/28/11, AGAINST MOS FIGUEROA:
ALLEGATION 1: TRAFFIC VIOLATION BUREAU-NO COPY SUMMONS.
ALLEGATION 2: TRAFFIC VIOLATION BUREAU-MEMOBOOK INCOMPLETE.
ACTION TAKEN: B-CD ISSUED.
CASE STATUS: CLOSED ON 12/07/11.

Disclosure #2:

MOS FIGUEROA IS A NAMED DEFENDANT IN THE FOLLOWING CIVIL ACTION LAW SUITS:

- ALEXIS S. MURRAY-MENDOUZE V. CITY OF NY, ET AL, 13 CV 6165, FILED IN EASTERN DISTRICT.
- DEWAYNE HAWKES V. CITY OF NEW YORK, ET AL, 13-CV-3560 FILED IN EASTERN DISTRICT.

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 09/12/12, AGAINST MOS FIGUEROA:
ALLEGATION: MEMOBOOK INCOMPLETE.
ACTION TAKEN: B-CD ISSUED.
CASE STATUS: CLOSED ON 02/06/13.

Disclosure # 4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 03/22/17, AGAINST MOS FIGUEROA:
ALLEGATION 1: FAIL TO PREPARE REPORT - PROPERTY CLERK INVOICE.
ALLEGATION 2: FAIL TO SAFEGUARD - VOUCHERED PRISONER PROPERTY - OTHER PROPERTY.
CASE STATUS: CLOSED ON 08/08/17.

Disclosure # 5:

IN OCTOBER OF 2016, POLICE OFFICER JONATHAN TAVERAS, SERGEANT MATTHEW CAHILL, AND POLICE OFFICER RAFAEL FIGUEROA TESTIFIED FOR THE GOVERNMENT AT A SUPPRESSION HEARING IN UNITED STATES V. GEORGE LEVY, 16-CR-270 (E.D.N.Y). THE DEFENDANT SUBMITTED HIS OWN DECLARATION AND PRESENTED THE TESTIMONY OF HIS GIRLFRIEND IN SUPPORT OF HIS MOTION TO SUPPRESS, INTER ALIA, A GUN RECOVERED BY POLICE FROM THE CAR IN WHICH BOTH HE AND HIS GIRLFRIEND HAD BEEN SEATED. BY A MEMORANDUM DECISION AND ORDER DATED NOVEMBER 21, 2016, SENIOR UNITED STATES DISTRICT JUDGE JACK B. WEINSTEIN, WHILE ULTIMATELY DENYING THE DEFENDANT'S MOTION TO SUPPRESS, DID NOT CREDIT CERTAIN PORTIONS OF THE THREE OFFICERS' TESTIMONY -- NAMELY, EACH OFFICER'S TESTIMONY THAT THE CAR IN QUESTION HAD BEEN IMPROPERLY PARKED AND THAT THERE HAD BEEN AN ODOR OF MARIJUANA EMANATING FROM THE VEHICLE. THE COURT, INSTEAD, CREDITED THE DEFENDANT AND HIS GIRLFRIEND ON THESE FACTUAL ISSUES. SEE ATTACHEMENT BELOW.

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 6:

CCRB CASE: 201110498

REPORT DATE: 08/12/2011

INCIDENT DATE: 08/12/2011

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE – QUESTION
2. ABUSE – STOP

NYPD DISPOSITION: NO DISCIPLINARY ACTION-SOL, NO PENALTY

Disclosure # 7:

CCRB CASE: 201202132

REPORT DATE: 02/16/2012

[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 8:

CCRB CASE: 201507838

REPORT DATE: 09/16/2015

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Disclosure # 9:

CCRB CASE: 201601167

REPORT DATE: 02/12/2016

[REDACTED]
[REDACTED]
[REDACTED]

Eric Gonzalez
District Attorney
Kings County

SEE ATTACHMENT BELOW.